IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

W.P.NO.2757 OF 2005

Angad Vitthal Gosavi ..Petitioner

Vs.

State of Maharashtra & Or...Respondents

...

Ms.Indrayani Kaperkar Advocate for Petitioner
Mrs.U.V.Kejariwal A.P.P. for State

...

CORAM: D.G.DESHPANDE AND SMT.V.K.TAHILRAMANI,JJ.
DATE : APRIL 4,2006

P.C.:

1. Heard the learned advocate for the petitioner and learned A.P.P. for the State.

2. This application for parole through jail. The learned advocate contended that application for parole was rejected on the ground that petitioner has overstayed by 1571 days and he was to be arrested and brought back to the prison. According to learned advocate for the petitioner, he has been punished for his overstay and therefore, that ground should not have been taken into consideration. The parole is sought for on the illness of the wife. Certificate issued on 1st

June, 2005 is annexed to the petition. The Certificate shows that the wife of the petitioner aged about 30 years is suffering from ‘anemia’. This is not an illness requiring the attendance of the husband and certificate does not show that she is in acute state of health. Hence, the prayer for parole is rejected. Petition is disposed of.

3. Office to inform this order to the petitioner through jail authority.

[D.G.DESHPANDE, J.]

[SMT.V.K.TAHILRAMANI,J.]